

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

KEAR BOYD,
Plaintiff,
v.
HENRY, et al.,
Defendant

Case No.: 2:23-cv-01022-CDS-VCF

ORDER

11 On July 18, 2023, this Court ordered plaintiff Keair Boyd to either pay the full \$402
12 filing fee for a civil action or file a fully complete application to proceed *in forma pauperis*
13 with all three required documents by September 18, 2023. (ECF No. 5). Before that
14 deadline expired, Plaintiff filed, among other documents, an application to proceed *in*
15 *forma pauperis* that is incomplete because Plaintiff failed to include a financial certificate
16 and an inmate trust fund account statement for the previous six-month period with the
17 application. (ECF No. 6 at 9–11). Considering the foregoing, the Court grants Plaintiff a
18 second extension of time to either pay the required filing fee or file a new fully complete
19 application to proceed *in forma pauperis*.

20 It is therefore ordered that the application to proceed *in forma pauperis* (ECF No. 6)
21 is denied without prejudice.

22 It is further ordered that Plaintiff has until October 2, 2023, to either pay the full
23 \$402 filing fee or file a new fully complete application to proceed *in forma pauperis* with
24 all three required documents: (1) a completed application with the inmate's two signatures
25 on page 3; (2) a completed financial certificate that is signed both by the inmate and the
26 prison or jail official; and (3) a copy of the inmate's trust fund account statement for the
27 previous six-month period.

1 Plaintiff is cautioned that this action will be subject to dismissal without prejudice if
2 he fails to timely comply with this order. A dismissal without prejudice allows Plaintiff to
3 refile the case with the Court, under a new case number, when Plaintiff can file a complete
4 application to proceed *in forma pauperis* or pay the required filing fee.

5 The Clerk of the Court is directed to resend Plaintiff Keion Boyd the approved form
6 application to proceed *in forma pauperis* for an inmate and instructions for the same.

7 DATED: 8-16-2023

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10 UNITED STATES MAGISTRATE JUDGE

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